

MEETINGS TO DATE 17  
NO. OF REGULARS 15  
NO. OF SPECIALS 2

LANCASTER, NEW YORK  
AUGUST 6, 1973

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 6th day of August, 1973 at 8:00 P.M. and there were

PRESENT: LEO N. WEIMER, SUPERVISOR  
JOSEPH R. BARNDARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
TIMOTHY J. DWAN, DEPUTY TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
JOHN F. LUME, HIGHWAY SUPERINTENDENT  
OLIVIN R. CONNELLY, RECEIVER OF TAXES  
WILLIAM F. DOUGHERTY, JR., BUILDING INSPECTOR

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	July, 1973
Building Inspector	July, 1973
Zoning Inspeotr	July, 1973
Dog Warden	July, 1973
Ambulance	July, 1973

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Planning Board	Meeting #11 - June 27, 1973
	Meeting #12 - July 11, 1973

COMMITTEE REPORTS:

Councilman Barnhardt for the Planning Committee reported that the Planning Board, Planning Consultants, Enviornmental Conservation Committee and the Planning Committee of the Town Board held a joint meeting on August 1, 1973 for the purpose of discussing and finalizaing Town Legislation for the adoption of a Flood Control Plan for the Town of Lancaster.

Councilman Berent for the Police and Fire Committee presented and read the July, 1973 ambulance service report.

Councilman Berent for the Recreation Committee reported that the Special Recreation Program for the handicapped is progressing well and he anticipates presenting a more detailed report at the next Town Board Meeting.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the Minutes of the Regular Meeting of the Town Board  
held on July 16, 1973, as presented by the Town Clerk, be and hereby are  
approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~xxx~~  
The resolution was thereupon unanimously adopted.

August 6, 1973

BOND RESOLUTION OF THE TOWN OF LANCASTER,  
AUGUST 6, 1973  
NEW YORK, ADOPTED ~~XXXXXXXXXXXX~~, AUTHORIZING  
THE PURCHASE OF TWO DUMP TRUCKS FOR THE  
HIGHWAY DEPARTMENT OF SAID TOWN, AT AN  
ESTIMATED MAXIMUM COST OF \$20,410.44 EACH,  
APPROPRIATING SAID AMOUNT THEREFOR, AUTHO-  
RIZING THE APPLICATION OF \$1,725 TRADE-IN  
VALUE TOWARDS THE COST, INCLUDING THE APPRO-  
PRIATION OF \$12,095.88 CURRENT FUNDS AVAILABLE  
THEREFOR, AND AUTHORIZING THE ISSUANCE OF  
\$27,000 SERIAL BONDS OF THE TOWN TO FINANCE  
THE BALANCE OF SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,  
IN THE COUNTY OF ERIE, NEW YORK, (by the favorable vote of not  
less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Lancaster (herein called "Town"), in  
the County of Erie, New York, is hereby authorized to purchase two  
two-wheel drive dump trucks, including dump body, hydraulic hoist and  
displacement type snow plow, for use by the Highway Department of the  
Town, at an estimated maximum cost of \$20,410.44 each. The estimated  
total cost of both of said trucks, being both items of a single specific  
object or purpose, including preliminary costs and costs incidental there-  
to and the financing thereof is \$40,820.88 and the said amount is hereby  
appropriated therefor, including the amount of \$1,725 trade-in value hereby  
authorized to be applied towards the payment of said cost, and also including

\$12,095.88 current funds of the Town available therefor. The plan of financing includes the application of said trade-in value, the use of said \$12,095.88 current funds, the issuance of \$27,000 serial bonds of the Town to finance the balance of said appropriation and the levy of a tax upon all the taxable real property in the Town to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$27,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance the balance of said appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of each of said vehicles for which the \$27,000 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of §11.00 a. 29 of the Law, is five (5) years.

(b) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the bonds hereby authorized or of any notes issued in anticipation of the sale of such bonds, in accordance with the provisions of §107.00 d. 4 of the Law; however, such current funds are available therefor in the amount of \$1,725 in the current budget of the Town under the heading "Machinery Fund and Bond Principal Fund of the Highway Fund Account" and the Supervisor is hereby authorized to set aside said current funds and expend same solely towards the cost of said specific object or purpose.

(c) The proposed maturity of the bonds authorized by this resolution may not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said Notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with

and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

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RESOLVED BY THE TOWN BOARD OF THE TOWN OF  
LANCASTER, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish the foregoing bond resolution, in full, in the "LANCASTER ENTERPRISE" and the "LANCASTER-DEPEW JOURNAL," two newspapers published in Lancaster, New York, and both having a general circulation in said Town, which newspapers are hereby designated as the official newspapers of the Town for such publication, together with the Town Clerk's statutory Notice in substantially the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

The resolution was thereupon unanimously adopted.



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, a public hearing was held on the 18th day of June, 1973, for the purpose of amending the Zoning Ordinance and Zoning Map of the Town of Lancaster, and

WHEREAS, a Notice of said public hearing has been duly published and posted, and

WHEREAS, the Planning Board of the Town of Lancaster and the Planning Consultant have recommended the rezone of the hereinafter described parcels of real property, and

WHEREAS, the Town of Cheektowaga has been given notice of such public hearing, and

WHEREAS, in accordance with Section 239 (m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and made its recommendation with respect thereto, and

WHEREAS, the Erie County Department of Planning has raised certain objections to the premises petitioned to be rezoned from R1, Single Family Residence District, to R2, General Residence District, which recommendations have been referred by the Town Board to the Planning Board and Planning Consultant, and

WHEREAS, the Town Board does not concur in the comments and recommendations of the Erie County Department of Planning and accepts the recommendations of the Town Planning Consultant and Town Planning Board with regard to the Erie County Department of Planning recommendations,

NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from an RC, Residence-Restricted Business District, to a C1, Local Retail Business District, in accordance with a certain development plan filed with the Town Clerk of the Town of Lancaster and in accordance with

the provisions of Chapter 50-126 of the Code of the Town of Lancaster entitled "Provisional Amendments", to wit: "Within a period of six (6) months from the approval of this provisional amendment, no building permit shall be issued for any property within the area described by this amendment except in accordance with the approved development plan and with all conditions and limitations placed thereon by the Town Board, or in accordance with the zoning regulations applicable prior to the reclassification action. Unless application for a building permit for such special development is made within six (6) months from the Town Board's approval and unless development of the area included in such development plan is commenced within a period of one (1) year after the Town Board's approval, said approval shall be void and the zoning classification shall be as it was when the petition for amendment was filed":

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being the middle part of Lot Number ninety-six (96), Township ten (10), Range six (6) of the Indian Reservation Lands, as laid down on the maps of said Indian Reservation, and more particularly known and distinguished as Subdivision Lot Number five (5) of said Lot Number ninety-six (96), as laid out and subdivided by Tobias Witmer, Surveyor, bounded and described as follows:

BEGINNING at a point on the west line of said Lot Number 96, being on the Transit Line between Range 6 and Range 7 of the Holland Land Company's Survey, said Transit line being the centerline of Transit Road (a 66 foot wide right of way) and being 2345.00 feet from the point of intersection of the center line of Transit Road and the center line of William Street (a 3 Rod Road); thence easterly a distance of 350 feet to a point; thence southerly on a line parallel with the centerline of Transit Road, 309.20 feet to a point; running thence westerly along a line parallel with the north line of Lot 96, a distance of 350 feet to the centerline of Transit Road; running thence northerly along the centerline of Transit Road 309.20 feet to the point of beginning

and

BE IT FURTHER

RESOLVED, that the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from an R1, Single Family Residence District, to an R2, General Residence District, in accordance with a certain development plan filed with the Town Clerk of the Town of Lancaster and in accordance with the provisions of Chapter 50-126 of the Code of the Town of Lancaster entitled "Provisional Amendments", to wit: "Within a period of six (6) months from the

approval of this provisional amendment, no building permit shall be issued for any property within the area described by this amendment except in accordance with the approved development plan and with all conditions and limitations placed thereon by the Town Board, or in accordance with the zoning regulations applicable prior to the reclassification action. Unless application for a building permit for such special development is made within six (6) months from the Town Board's approval and unless development of the area included in such development plan is commenced within a period of one (1) year after the Town Board's approval, said approval shall be void and the zoning classification shall be as it was when the petition for amendment was filed":

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being the middle part of Lot Number ninety-six (96), Township ten (10), Range six (6) of the Indian Reservation Lands, as laid down on the maps of said Indian Reservation, and more particularly known and distinguished as Subdivision Lot Number five (5) of said Lot Number ninety-six (96), as laid out and subdivided by Tobias Witmer, Surveyor, bounded and described as follows:

BEGINNING at a point on a line parallel with the centerline of William Street and 2245 feet southerly therefrom distant 350 feet from the centerline of Transit Road; running thence easterly along said line a distance of 2274.54 feet to a point on the east line of Lot 96; running thence southerly along said line 409.20 feet to a point; thence westerly a distance to a point 350 feet easterly from the centerline of Transit Road; running thence northerly parallel with the centerline of Transit Road a distance to the point of beginning

and

BE IT FURTHER

RESOLVED, as follows:

1. That said Ordinance Amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on the 6th day of August, 1973, and
2. That a certified copy thereof be published in the Lancaster Enterprise and the Lancaster-Depew Journal on or before August 9, 1973, and
3. That affidavits of publication be filed with the Town Clerk, and
4. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

The resolution was thereupon ~~duly~~ unanimously adopted.

August 6, 1973

LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO ZONING ORDINANCE  
TOWN OF LANCASTER

The Zoning Ordinance of the Town of Lancaster hereby is amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from an RC, Residence-Restricted Business District, to a C1, Local Retail Business District, in accordance with a certain development plan filed with the Town Clerk of the Town of Lancaster and in accordance with the provisions of Chapter 50-126 of the Code of the Town of Lancaster entitled "Provisional Amendments", to wit: "Within a period of six (6) months from the approval of this provisional amendment, no building permit shall be issued for any property within the area described by this amendment except in accordance with the approved development plan and with all conditions and limitations placed thereon by the Town Board, or in accordance with the zoning regulations applicable prior to the reclassification action. Unless application for a building permit for such special development is made within six (6) months from the Town Board's approval and unless development of the area included in such development plan is commenced within a period of one (1) year after the Town Board's approval, said approval shall be void and the zoning classification shall be as it was when the petition for amendment was filed":

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being the middle part of Lot Number ninety-six (96), Township ten (10), Range six (6) of the Indian Reservation Lands, as laid down on the maps of said Indian Reservation, and more particularly known and distinguished as Subdivision Lot Number five (5) of said Lot Number ninety-six (96), as laid out and subdivided by Tobias Witmer, Surveyor, bounded and described as follows:

BEGINNING at a point on the west line of said Lot Number 96, being on the Transit Line between Range 6 and Range 7 of the Holland Land Company's Survey, said Transit line being the centerline of Transit Road (a 66 foot wide right of way) and being 2345.00 feet from the point of intersection of the center line of Transit Road and the center line of William Street (a 3 Rod Road); thence easterly a distance of 350 feet to a point; thence southerly on a line parallel with the centerline of Transit Road 309.20 feet to a point; running thence westerly along a line parallel with the north line of Lot 96, a distance of 350 feet to the centerline of Transit Road; running thence northerly along the centerline of Transit Road 309.20 feet to the point of beginning

and

The Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from an R1, Single Family Residence District, to an R2, General Residence District, in accordance with a certain development plan filed with the Town Clerk of the Town of Lancaster and in accordance with the provisions of Chapter 50-126 of the Code of the Town of Lancaster entitled "Provisional Amendments", to wit: "Within a period of six (6) months from the approval of this provisional amendment, no building permit shall be issued for any property within the area described by this amendment except in accordance with the approved development plan and with all conditions and limitations placed thereon by the Town Board, or in accordance with the zoning regulations applicable prior to the reclassification action. Unless application for a building permit for such special development is made within six (6) months from the Town Board's approval and unless development of the area included in such development plan is commenced within a period of one (1) year after the Town Board's approval, said approval shall be void and the zoning classification shall be as it was when the petition for amendment was filed":

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being the middle part of Lot Number ninety-six (96), Township ten (10), Range six (6) of the Indian Reservation Lands, as laid down on the maps of said Indian Reservation, and more particularly known and distinguished as Subdivision Lot Number five (5) of said Lot Number ninety-six (96), as laid out and subdivided by Tobias Witmer, Surveyor, bounded and described as follows:

BEGINNING at a point on a line parallel with the centerline of William Street and 2245 feet southerly therefrom distant 350 feet from the centerline of Transit Road; running thence easterly along said line a distance of 2274.54 feet to a point on the east line of Lot 96; running thence southerly along said line 409.20 feet to a point; thence westerly a distance to a point 350 feet easterly from the centerline of Transit Road; running thence northerly parallel with the centerline of Transit Road a distance to the point of beginning.

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER , WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

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RESOLVED, that pursuant to Section 66 of the Election Law of the State of New York, this Town Board hereby designates the following Polling Places in each Election District of the Town of Lancaster at which meetings for the Registration of voters and conduction of Elections and Primaries shall be held during the year following the ensuing 1st day of October, 1973:

ELECTION DIST.

POLLING PLACE

- |    |                                                                         |
|----|-------------------------------------------------------------------------|
| 1  | Town Hall, 21 Central Avenue, Lancaster, N.Y.                           |
| 2  | Court Street School, 109 Court Street, Lancaster, N.Y.                  |
| 3  | Court Street School, 109 Court Street, Lancaster, N.Y.                  |
| 4  | Como Park School, 1985 Como Park Blvd., Lancaster, N.Y.                 |
| 5  | Como Park School, 1985 Como Park Blvd., Lancaster, N.Y.                 |
| 6  | Aurora Middle School, 148 Aurora Street, Lancaster, N.Y.                |
| 7  | Lancaster Municipal Building, Broadway, Lancaster, N.Y.                 |
| 8  | St. Mary's High School, Laverack Avenue, Lancaster, N.Y.                |
| 9  | Fire Hall, 16 West Drullard Avenue, Lancaster, N.Y.                     |
| 10 | Central Avenue School, 149 Central Avenue, Lancaster, N.Y.              |
| 11 | Fire Hall, Meridian Street, Depew, N.Y.                                 |
| 12 | Fire Hall, Meridian Street, Depew, N.Y.                                 |
| 13 | St. Augustine's School, Gould Ave. & Manitou St., Depew, N.Y.           |
| 14 | North Side Elementary School, Lincoln Street, Depew, N.Y.               |
| 15 | SS. Peter & Paul School, Burlington Avenue, Depew, N.Y.                 |
| 16 | Bowmansville School, Genesee St. at Martha Rd., Bowmansville, N.Y.      |
| 17 | Bowmansville School, Genesee St. at Martha Rd., Bowmansville, N.Y.      |
| 18 | Town Line Fire Hall, 6503 Broadway, Town Line, N.Y.                     |
| 19 | Town Storage Building, Bowen Rd. & William St., Lancaster, N.Y.         |
| 20 | Twin District Fire Hall, 4989 William Street, Lancaster, N.Y.           |
| 21 | North Side Elementary School, Lincoln Street, Depew, N.Y.               |
| 22 | Lancaster Senior High School, 551 Central Ave., Lancaster, N.Y.         |
| 23 | Aurora Middle School, 148 Aurora Street, Lancaster, N.Y.                |
| 24 | Village Dept. of Public Works Bldg., 5200 Broadway, Lancaster, New York |
| 25 | Fire Hall, 16 West Drullard Ave., Lancaster, N.Y.                       |

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

ckxkx

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Town of Lancaster requires the services of a permanent  
Plumbing Inspector, Part-time, and

WHEREAS, the Building Inspector has been performing such services  
without compensation in addition to his other duties since the retirement of  
George Weidenbeck,

NOW, THEREFORE, BE IT,

RESOLVED, that William F. Dougherty, Jr., 42 Burwell Avenue, Lancaster,  
New York, be and hereby is appointed Plumbing Inspector, Part-time, at an annual  
salary of \$1,000.00, effective August 1, 1973, said annual salary to be pro-  
rated to the end of the fiscal year, and

BE IT FURTHER

RESOLVED, that the sum of \$415.00 be transferred from the Part-Town  
Fund No. B.00.0909.10, Unappropriated Surplus, to a new Part-Town account to  
be created entitled Plumbing Inspector, Part-time, No. B.00.3620.47.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~and~~

The resolution was thereupon unanimously adopted.

August 6, 1973



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster has notified the Town Board of the need for one (1) sander body for the use of the Highway Department to replace the present sander body, and

WHEREAS, the Highway Committee of the Town Board recommends that said sander body be purchased,

NOW, THEREFORE, BE IT

RESOLVED, that bids be received by this Town Board on August 20, 1973, at 8:00 o'clock P.M., Eastern Daylight Time, for the purpose of purchasing one (1) new sander body for the Highway Department of the Town of Lancaster in accordance with specifications on file in the Town Clerk's Office, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized to place a Notice to Bidders in the Lancaster Enterprise and the Lancaster-Depew Journal and post notices thereof as required by the Town Law of the State of New York, which Notice shall be in the following form:

LEGAL NOTICE  
TOWN OF LANCASTER  
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed bids will be received by the Town Board of the Town of Lancaster, Erie County, New York, in the Council Chamber of the Town Hall, 21 Central Avenue, Lancaster, New York, up to 8:00 o'clock P.M., Eastern Daylight Time, on August 20, 1973, for furnishing to the Highway Department of the Town of Lancaster one (1) sander body in accordance with specifications on file in the Town Clerk's Office in the Town Hall, 21 Central Avenue, Lancaster, New York.

A check in the amount of One Hundred Dollars (\$100.00) payable to the Supervisor of the Town of Lancaster and non-collusive bid certificate must accompany each bid.

The Board reserves the right to reject any or all bids and to waive any informalities.

BY ORDER OF THE TOWN BOARD OF  
THE TOWN OF LANCASTER, NEW YORK

By: ROBERT P. THILL  
Town Clerk

August 6, 1973

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

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The resolution was thereupon unanimously adopted.

August 6, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

WHEREAS, it is deemed in the public interest that the position of Executive Director, Part-time, in the Youth Bureau of the Town of Lancaster be expanded to a full-time position, and

WHEREAS, provision for such change was made in the Youth Bureau and Youth Services Budget for the year June 1, 1973 to May 31, 1974, and

WHEREAS, Mary M. Lucariello, 117 Cornell Drive, Lancaster, New York, the present Executive Director, Part-time, in the Youth Bureau, has agreed to accept said full time position,

NOW, THEREFORE, BE IT

RESOLVED, that Mary M. Lucariello be and hereby is appointed to the position of Executive Director of the Youth Bureau of the Town of Lancaster at an annual salary of \$6,000.00, effective August 1, 1973.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~duky~~

The resolution was thereupon unanimously adopted.

August 6, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT, TO WIT:

WHEREAS, by resolution of April 16, 1973, the Town Board of the Town of Lancaster authorized the transfer of \$2975.00 to the General Fund Account No. A.1940.41 to provide for payment for survey and other expenses at the Pavement Road Nike Site, and

WHEREAS, said transfer inadvertently was authorized to be made to the wrong account,

NOW, THEREFORE, BE IT

RESOLVED, that so much of the resolution of the Town Board of April 16, 1973, providing for the transfer of said \$2975.00 to Account No. A.1940.41 be and hereby is rescinded, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to transfer the sum of \$2975.00 from the General Fund Account No. A.1940.41, Provision for Acquisition of New Parklands, to the General Fund Account No. A.1621.30, Town Governmental Offices, Pavement Road - Purchase and Improvements.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~duy~~  
The resolution was thereupon unanimously adopted.

August 6, 1973

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Youth Bureau and Youth Services Budget of the Town of Lancaster for the year June 1, 1973 to May 31, 1974, provided for a salary increase for the Youth Employment Counselor, Part-time, position from \$3,000.00 per year to \$3,200.00 per year,

NOW, THEREFORE, BE IT

RESOLVED, that the salary increase from \$3,000.00 to \$3,200.00 per year for Gloria Gorenflo, Youth Employment Counselor, Part-time, in the Youth Bureau of the Town of Lancaster, effective June 1, 1973, be and hereby is confirmed.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
COUNCILMAN METZ	VOTED	YES
SUPERVISOR WEIMER	VOTED	YES

~~duxbx~~  
The resolution was thereupon unanimously adopted.

August 6, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN BOLENDER, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
METZ, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered  
paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5838 to 5933 Incl.	\$117,406.20
Special District Funds	No. 1248 to 1249 Incl.	272.71
Part Town Funds	No. 1489 to 1494 Incl.	5,792.41
Highway Funds	No. 3091 to 3101 Incl.	15,122.54
Trust & Agency Funds	No. 483 to 484 Incl.	27,764.65
Federal Revenue Sharing/C	No. 12 to 13 Incl.	67,451.21

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
COUNCILMAN METZ VOTED YES  
SUPERVISOR WEIMER VOTED YES

~~duhlyx~~  
The resolution was thereupon unanimously adopted.

August 6, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
COUNCILMAN METZ, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

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RESOLVED, that the following Building Permit Applications be and are  
hereby approved and the issuance of Building Permits be and are hereby  
authorized: :

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
106	Leonard Schie	5982 Genesee Street	ER. FR. STRG. BLDG.
107	William Meyers	56 Kennedy Court	ER. FR. CEDAR FENCE
108	Town Line Fire Dept.	6507 Broadway	ER. STL. UNDERGROUND GASOLINE TANK
109	Town Line Fire Dept.	65 Cemetery Road	ER. STL. UNDERGROUND FUEL OIL TANK
110	Louis Kiscunas	17 Seitz Avenue	ER. COVER EXISTING PATIO
111	Erie Fence Co.	15 Candice Court	ER. CHAIN LINK FENCE
112	George Windnagle	537 Harris Hill Rd.	EX. FR. SING. DWLG. (CELLAR ENT. & STORM PORCH ON (N) SIDE
113	John Sorrentino	49 Charlton Place	ER. FR. FENCE
114	Franklin Kelsheimer	4022 Walden Avenue	DEM. REBUILD FR. PVT. GAR.
115	Francis Thill	259 Broezei Avenue	ER. PATIO
116	David Rauls	288 Iroquois Avenue	ER. FIREPLACE & CHIMNEY
117	Edward Trznadel	667 Ransom Road	ER. FR. PVT. GAR.
118	Kenneth Velie, Jr.	675 Ransom Road	ER. FR. BARN

The question of the adoption of the foregoing resolution was dully put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED YES

SUPERVISOR WEIMER VOTED YES

~~clerk~~

The resolution was thereupon unanimously adopted.

August 6, 1973

THE FOLLOWING RESOLUTION WAS OFFERED BY  
 COUNCILMAN Bolender, WHO MOVED ITS  
 ADOPTION, SECONDED BY COUNCILMAN METZ  
 TO WIT:

BE IT RESOLVED, that the following transfers within the General Fund  
 of the Town of Lancaster be effected:

	To	From
Account	Amount	Account Amount
<u>Recreation</u>		
Salary of Maintenance Men	A.00.7020.12 \$2,000.00	
Salaries of Playground Employees		A.00.7140.11 \$2,000.00
Official Fees	A.00.7020.14 300.00	
Teen-Age Groups		A.00.7140.46 300.00
Official Fees	A.00.7020.14 500.00	
Operational Expenses		A.00.7020.46 500.00
Part-time Recreation Supr.	A.00.7020.15 400.00	
Operational Expenses		A.00.7020.46 400.00
Pool Supplies	A.00.7180.46 350.00	
Operational Expenses		A.00.7020.46 350.00
Salary of Office Clerk	A.00.7020.13 400.00	
Equipment		A.00.7020.20 400.00
<u>Central Data Processing</u>		
Contractual Expenses	A.00.1680.40 519.45	
Contingent Account		A.00.1990.40 519.45
<u>Refuse and Garbage</u>		
Dumping Fees	A.00.8160.46 602.00	
Contingent Account		A.00.1990.40 602.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED	<u>YES</u>
COUNCILMAN BERENT VOTED	<u>YES</u>
COUNCILMAN BOLENDER VOTED	<u>YES</u>
COUNCILMAN METZ VOTED	<u>YES</u>
SUPERVISOR WEIMER VOTED	<u>YES</u>

The resolution was declared unanimously adopted.

DATED: August 6, 1973



1. Traffic Study - Walden Avenue

On March 12, 1973 the New York State Department of Transportation indicated that the necessary speed checks for this study were being taken during the week of February 26th and that a report will be forthcoming.

2. Rezone Petition - Ralph Figlow - Aurora Street

On October 16, 1972, after a Public Hearing; this matter was referred back to the Planning Board for review and report to the Town Board.

3. Cayuga Creek Flood Program

On May 11, 1973 the Army Corps of Engineers notified the Town Board that they had completed their field inspection and that they are preparing a report which is scheduled to be completed by September, 1973.

4. Tax Abatement - Police Services - County Sheriff's Department

On December 13, 1972 Legislator Wnek indicated to the Town Board that this matter is before the Police and Safety Committee which he is Chairman of, and he will keep the Town Board advised on the progress of this matter.

On April 3, 1973 and July 3, 1973, upon the recommendation of the Town Board of the Town of Lancaster the Town Clerk requested a status report on this matter from Legislator Wnek.

5. Railroad Crossing - Improved Safety

On July 24, 1973 the Erie Lackawanna Railroad acknowledged receipt of a letter from the Town Attorney and indicated that they have programed these crossings for repairs.

6. Rezone Petition - Josela Enterprises, Inc.

On August 6, 1973 the Town Board approved this rezone petition. The Town Clerk was directed to remove this item from future agendas of the Town Board.

PERSONS DESIRING TO ADDRESS THE TOWN BOARD:

Mr. Joseph Giallanza of Josela Enterprises, Inc. thanked the Town Board for approving the rezone petition of Josela Enterprises and showed the Town Board an artist conception of the type and style of Apartment Complexes he intends to erect on the rezone property.

COMMUNICATIONS:DISPOSITION

341. Town Clerk to Town Board -  
Notification - Directives complied with  
from meeting of July 16, 1973.

R & F

342. Town Attorney to Erie-Lackawanna Railroad -  
Re: Condition of roadbed at crossings  
at Steinfeldt and Pavement Roads, Town  
of Lancaster.

R & F

343. Secretary, Town Planning Board to Town  
Clerk -  
Notification - Application of Ronald  
Lisses tabled.

R & F

344. Secretary, Town Planning Board to Town  
Clerk -  
Recommendation - Approval of Josella  
Enterprises petition.

R & F

345. State Transportation Dept. to Town Clerk -  
Orders for semi-traffic-actuated signal  
at Transit Road and French Road.

R & F

346. Krehbiel Engineers to Town Clerk -  
Transmittal - Up-to-date General  
Specifications for Town of Lancaster  
for public improvements.

Planning Board  
Planning Commission  
Building Insp.

347. Krehbiel Engineers to Town Clerk -  
Transmittal - William L. Watson Co.,  
Inc., Invoice #10354 - Vandenburg Pool.

R & F

348. Supervisor to Town Board -  
Investment of funds on July 16, 1973 -  
Marine Midland Bank-Western for total  
earnings of \$1,845.21.

R & F

349. Buffalo Area DX Club to Supervisor -  
Request use of Nike Site for next years  
Field Day weekend.

Capital Improvements

350. Krehbiel, Guay, Rugg, Hall to Town Clerk -  
Re: Standards of Minimum Improvement  
Requirements - Town of Lancaster.

Town Attorney  
R & F

351. Erie-Lackawanna Railway Company to Town  
Attorney -  
Acknowledgement - Receipt of letter of  
July 19, 1973 and notification of  
programming of repairs to the crossings  
involved.

R & F

352. Twin District Fire Co. to Town Clerk -  
Transmittal - Membership List of  
Twin District Fire Co. - 1973.

R & F

353. Recreation Director and Recreation  
Commission to Town Board -  
Re: Transfer of funds - Lancaster  
Recreation Department.

Town Board Commission

354. Highway Superintendent to Town Board -  
Request authorization to attend New York  
State Association of Town Superintendent  
of Highways Annual Conference - Lake  
Placid, New York - September 16th to  
September 19th, 1973.

Highway Commission

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE  
TOWN BOARD AND CARRIED, the meeting was adjourned at 8:30 P.M. out  
of respect to:

Mrs. Julia Jakubczak

SIGNED

  
Robert P. Thill, Town Clerk